

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: Original
POSITION: Neutral
SPONSOR: Department of Forestry and Fire Protection

BILL NUMBER: AB 1773
AUTHOR: T. Mendoza

BILL SUMMARY: State Fire Marshal: Inspections and Licensing

Under existing law, the State Fire Marshal licenses persons engaged in various activities relating to the sale or use of fireworks, and the servicing of portable fire extinguishers and automatic extinguisher systems. This bill would authorize the State Fire Marshal to impose and collect a monetary penalty in lieu administrative license suspensions. The collected penalties would be deposited into the Fire Marshal Licensing and Certification Fund.

FISCAL SUMMARY

The fiscal effects of this bill are unknown, but revenues into the Fire Marshal Licensing and Certification Fund would likely increase once penalties are assessed and collected. Additionally, staff costs would decrease as monitoring for compliance would no longer be needed.

COMMENTS

This bill would have a minor fiscal impact and concerns a policy matter on which we are neutral.

This bill would add sections to the Health and Safety Code that were removed as of January 1, 2008. Prior legislation, AB 2401 of 2004, authorized the State Fire Marshal to impose and collect a monetary penalty in lieu administrative license suspensions. However, AB 2401 contained a sunset clause based on initial industry concerns. Prior to the sunset date there were 50 cases of violation which were settled under the existing provision.

		SO	(Fiscal Impact by Fiscal Year)								
Code/Department		LA	(Dollars in Thousands)								
Agency or Revenue		CO	PROP								Fund
Type		RV	98	FC	2009-2010	FC	2010-2011	FC	2011-2012	Code	
1256/Othr Reg Fee		RV	No	----- See Fiscal Summary -----						0102	
<u>Fund Code</u>		<u>Title</u>									
0102		Fire Marshal Licensing & Cert Fund, St									

Analyst/Principal (0634) M. Almy	Date	Program Budget Manager Karen Finn	Date
-------------------------------------	------	--------------------------------------	------

Department Deputy Director	Date
----------------------------	------

Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

BILL ANALYSIS Form DF-43 (Rev 03/95 Buff)